



**IN THE UNITED STATES DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE**

<b>FILING DATE:</b>	07/09/2004	<b>APPLICANT:</b>	Robert S. Crawford
<b>EXAMINER:</b>	Jeffrey J. Restifo	<b>ART UNIT:</b>	3618
<b>SERIAL NO.:</b>	10/710,429	<b>ATTY REF. NO.:</b>	10051/003
<b>TITLE:</b>	MEDICAL DEVICE CARRIER		

The Honorable Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO APRIL 7, 2005 OFFICE ACTION**

**Remarks**

This response is believed to be timely filed. No further fees are known or believed to be due. However, in the event that this response is untimely or any additional fees are due, then the Applicant respectfully requests the necessary extension and the Commissioner is hereby authorized and requested to charge deposit account 18-2210 any fees due in connection with this response.

**In the Claims**

1. The examiner has rejected claims 17, 19 and 20 under 35 U.S.C. 103(a) as being unpatentable over the prior art cited in the above-referenced office action. Examiner has also objected to the language of Claim 18. Applicant disagrees with the examiner's conclusions, and believes it has advanced sufficient arguments in the parent application demonstrating the impropriety of such a rejection of its claims. Nevertheless, Applicant will accept the allowed claims 1-16 as indicated by the examiner, and Applicant has reworded the claim objected to,

namely, claim 18, and written new claim 21 to include the specific language of claim 18 and all claims from which it depends, namely, claim 17, rendering a new claim 21 which should now be allowable according to the Office Action.

This new claim is included along with the allowed claims below. Further, Applicant has cancelled the remaining claims 17, 19 and 20 and may consider pursuing those in a continuation application at a later time. These cancellations are not to be deemed to be an admission of the examiner's assertions, nor a relinquishing of any rights that may be present in said claims, and such cancellation shall be done without prejudice.

A response to the rejection of claims 17, 19 and 20 under § 102 is unneeded in light of the present amendment.

### CONCLUSION

Based on the above amendments and remarks, applicant believes that all of the claims in the case are allowable and an early Notice of Allowance is respectfully requested. If the Examiner believes a telephone conference will expedite the disposition of this matter, he/she is respectfully invited to contact this attorney at the number shown below.

<b>CERTIFICATE OF MAILING</b>
I hereby certify that this correspondence is being deposited with the United States Postal Service, in an envelope addressed to: The Honorable Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450 on this <u>6<sup>th</sup></u> day of <u>June</u> 2005.
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